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PATENT

Serial No. 09/814,388

Amendment in Reply to Office Action of October 5, 2005

IN THE DRAWING

Please replace FIGs 1-2 with the enclosed replacement FIGs 1-

2.

PATENT
Serial No. 09/814,388
Amendment in Reply to Office Action of October 5, 2005

REMARKS

Reconsideration of the present application, as amended, is respectfully requested.

By means of the present amendment, the drawings have been amended to add labels to the boxes in FIGs 1-2 as well as to add reference numeral 58 to a line between item 48 and 60 of FIG 2, in conformance with the specification, such as page 5, line 5. Replacement sheets including FIG 1-2 are enclosed. Applicant respectfully requests approval of the enclosed proposed drawing changes.

By means of the present amendment, the specification has been amended to correct certain informalities noted upon review thereof.

By means of the present amendment, claims 2-3 and 8 have been amended for better conformance to U.S. practice, such as beginning the claims with 'The' instead of 'A', and for correcting certain informalities noted upon review of the claims. Claims 2-3 and 8 were not amended in order to address issues of patentability and Applicant respectfully reserves all rights under the Doctrine of Equivalents. Further, it is noted that the claims are misnumbered

PATENT
Serial No. 09/814,388

Amendment in Reply to Office Action of October 5, 2005

where claim 12 is missing. Accordingly, claims 9-18 have been canceled without prejudice and new claims 19-25 have been added that correspond to canceled claims 10-14 and 16-18.

In the Office Action, claims 1-4, 6, and 7-15 were rejected under 35 U.S.C. §112, first paragraph, for lack of support in the specification for a dedicated test page dedicated to the exclusive delivery of information services. Without agreeing with the Examiner, and to advance prosecution and expedite allowance of the present application, claims 1, 3-4 and 6-7 have been amended to delete any reference to 'exclusive'. Accordingly, withdrawal of this rejection is respectfully requested.

In the Office Action, claim 7 was rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. In response, claim 7 has been amended to overcome this rejection. Accordingly, withdrawal of this rejection of claim 7 is respectfully requested.

In the Office Action, claims 1, 3-7 and 9-18 were rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 4,890,321 (Seth-Smith). Further, claims 2 and 8 were rejected under 35 U.S.C. §103(a) as being unpatentable over Seth-Smith in

PATENT
Serial No. 09/614,388

Amendment in Reply to Office Action of October 5, 2005

view of U.S. Patent No. 6,078,820 (Wells). In response, independent claims 1 and 4-7 have been amended to better clarify the present invention as recited therein. It is respectfully submitted that claims 1-8 and 19-25 are patentable Seth-Smith over and Wells for at least the following reasons.

Seth-Smith is directed to a subscription television system in which individual decoders are enabled to receive individually addressed messages. A composite signal includes video, teletext and addressed packets "which are detected by decoders and which indicate that a message to a particular subscriber is forthcoming ... [where] both addressed packets and teletext are encrypted ... [and] the teletext message cannot be received until the addressed packet has been decrypted. Therefore, redundant levels of security are provided." (Abstract) Thus, one of the main concerns of Seth-Smith is providing "double level of security" (Column 6, lines 64-65)

"[T]eletext "lines" [are] included in ... vertical blanking intervals, and ... [are assembled to form] a teletext "picture" which can then be displayed on the user's television screen." (Column 3, lines 57-60) Seth-Smith discusses the display of

PATENT
Serial No. 09/814,388
Amendment in Reply to Office Action of October 5, 2005

teletext messages, such as on column 17, lines 43-51:

One of the most significant features is the fact that the teletext messages to be displayed are to be selectable in several ways to provide flexibility to the system. For example, it was deemed highly desirable that the system be "menu driven", that is, that the user be provided with screens showing help pages, diagnostic messages, programming schedules and the like, and that he be able to readily move through them at his own option. (Emphasis added)

Column 25, lines 41-43 also recites:

Teletext page numbers are also supplied to MATS 122 when, for example, the user desires to view the programming guide. (Emphasis added)

In stark contrast, the present invention as recited in independent claim 1, and similarly recited in independent claims 4-7, amongst other patentable elements, requires:

information from an Internet server ... said information including e-mail messages ... to display the information on said display apparatus in a same format as said teletext signals. (Emphasis added)

These features are nowhere taught or suggested in Seth-Smith. Rather, Seth-Smith is concerned with double security and providing menu driven display. Wells is cited to allegedly show other features and does not remedy the deficiencies in Seth-Smith.

PATENT
Serial No. 09/814,388
Amendment in Reply to Office Action of October 5, 2005

Accordingly, it is respectfully submitted that independent claims 1 and 4-7 are allowable, and allowance thereof is respectfully requested. In addition, it is respectfully submitted that claims 2-3, 8 and 19-25 should also be allowed at least based on their dependence from independent claim 1.


It is believed that no additional fees or charges are currently due. However, in the event that any additional fees or charges are required for entrance of the accompanying amendment, they may be charged to Applicant's representatives Deposit Account No. 50-3649. In addition, please credit any overpayments related to any fees paid in connection with the accompanying amendment to Deposit Account No. 50-3649.

PATENT
Serial No. 09/814,388
Amendment in Reply to Office Action of October 5, 2005

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited. Please direct all future correspondence related to this application to:

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Respectfully submitted,

By 
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December 27, 2005

Enclosure: Replacement drawing sheets (2 sheets with FIGs 1-2)

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